

**STATE OF INDIANA**

**\_\_ COURT**

CASE NO. \_\_

In the Matter Of \_\_\_\_\_,

A Child Alleged to be a Child in Need of Services

**EMERGENCY CUSTODY ORDER**

Comes now the County Department of Child Services and orally requests an Emergency Order to remove the above named children from the home of his/her parents/guardian \_\_\_\_\_

at \_\_\_\_

The County Department of Child Services by \_\_\_\_\_, presents information by telephone/affidavit that said child is in need of services in that :

\_\_\_\_\_

and further that the physical or mental condition of the child will be seriously impaired or endangered if not immediately removed from the home and taken into protective custody in that detention is necessary to protect the children.

The Court finds as follows :

- 1) That an emergency exists requiring the immediate action by the Court without benefit of a hearing.
- 2) Continuation of residence in the home of the parent/guardian would be contrary to the welfare of the child because \_\_\_\_\_

*(Example: it appears the child has been physically abused by the parent; it appears the residence of the parent is in such condition as to cause immediate harm to the child.)*

- 3) That the physical or mental condition of the child will be seriously impaired or endangered if not immediately removed from the home and taken into protective custody and the safety of the child precludes the immediate use of family services to prevent the removal of the child;
- 4) That there is reason to believe the child is in need of services.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the County Department of Child Services is authorized to take \_\_\_\_\_, child into immediate protective custody with the assistance of law enforcement pursuant to IC 31-34-2. Said child shall be placed in to foster care, the County Youth Shelter or appropriate placement with a relative. The County Department of Child Services is authorized to expend funds for said child and obtain emergency medical attention.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that a detention hearing will be held on the th day of , at 12:00 am, at \_\_ o'clock \_\_.M. and the County Department of Child Services is directed to notify pertinent parties of the hearing, unless the child is released from detention.

\_\_\_\_\_ Judge.